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Attorneys for Defendant
SureClinical, Inc.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

Precision for Medicine, LLC (f/k/a Precision
Oncology LLC; f/k/a ACT Oncology, LLC),

Plaintiff,

vs.

SureClinical, Inc.,

Defendant.

Case No. 2:21-cv-01111-MCE-AC

**JOINT STIPULATION CONTINUING
HEARING DATE AND ORDER
GRANTING SAME**

Judge: Morrison C. England, Jr.
Hearing Date: August 31, 2021
Time: 10:00 AM

1 Plaintiff Precision for Medicine, LLC (f/k/a Precision Oncology LLC; f/k/a ACT
2 Oncology, LLC) (“Precision”) and Defendant SureClinical, Inc. (“SureClinical”) (collectively,
3 the “Parties”), by and through their respective counsel, respectfully submit this stipulation.

4 WHEREAS, on June 23, 2021, Precision filed its Complaint in the above-captioned matter
5 and filed a Motion for Temporary Restraining Order (“TRO”) and Preliminary Injunction.

6 WHEREAS, on June 23, 2021, the Court granted the TRO until July 8, 2021 and further
7 scheduled a hearing on July 8, 2021 to consider Precision’s Motion for Preliminary Injunction.

8 WHEREAS, on July 7, 2021, the Parties informed the Court that they are engaging in
9 business discussions and requested a two-week continuance of the hearing on the Motion for
10 Preliminary Injunction.

11 WHEREAS, on July 7, 2021, the Court granted the Parties’ joint stipulation to continue
12 the hearing on the Motion for Preliminary Injunction and to extend the TRO to the continued
13 hearing date, subject to the Parties’ agreement that Precision will not initiate more than one
14 export at a time during the period through the continued hearing date on the Motion for
15 Preliminary Injunction;

16 WHEREAS, on August 24, 2021, the Court continued the hearing on the Motion for
17 Preliminary Injunction to August 31, 2021; and

18 WHEREAS, the Parties are continuing to engage in business discussions, including
19 through a contemplated meeting between the parties’ principals.

20 NOW THEREFORE, the Parties hereby stipulate and agree, as follows:

- 21 1. Subject to the approval of the Court, that the hearing on Precision’s Motion for
22 Preliminary Injunction currently scheduled for August 31, 2021, be continued until
23 a date and time at the Court’s earliest convenience on or after September 9, 2021.
- 24 2. The TRO entered by the Court on June 23, 2021 shall remain in full force and
25 effect until the continued hearing date on the Motion for Preliminary Injunction.
- 26 3. During the period from now until the continued hearing date on the Motion for
27 Preliminary Injunction, Precision and SureClinical have agreed that Precision will
28

1 not initiate more than one export at a time.

2 4. SureClinical's deadline to answer or otherwise respond to the Complaint is
3 continued to 30 days after the continued hearing date on the Motion for
4 Preliminary Injunction.

5
6 Dated: August 24, 2021

Respectfully submitted,

7 SHEPPARD, MULLIN, RICHTER &
8 HAMPTON LLP
Fred R. Puglisi
Jay T. Ramsey

9
10 By /s/ Jay T. Ramsey

11 Jay T. Ramsey
12 Attorneys for Plaintiff
13 Precision for Medicine, LLC (f/k/a
14 Precision Oncology LLC; f/k/a Act
15 Oncology, LLC)

16 MORGAN, LEWIS & BOCKIUS LLP
17 Andrew J. Gray IV
18 Lucy Wang
19 Walter S. Tester

20 By /s/ Lucy Wang

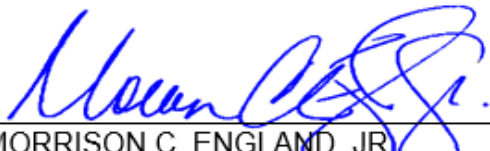
21 Lucy Wang
22 Attorneys for Defendant
23 SureClinical, Inc.
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27
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ORDER

Pursuant to the Parties' stipulation, the hearing in the above-captioned matter previously scheduled for August 31, 2021 is hereby continued until September 17, 2021, at 10:00 a.m., and will be conducted via videoconference. The TRO issued on June 23, 2021 will remain in full force and effect until the continued hearing date on the Motion for Preliminary Injunction. During the period from now until the continued hearing date on the Motion for Preliminary Injunction, Precision and SureClinical have agreed that Precision will not initiate more than one export at a time. SureClinical's deadline to answer or otherwise respond to the Complaint is continued to 30 days after the new hearing date on the Motion for Preliminary Injunction.

IT IS SO ORDERED.

Dated: August 25, 2021


MORRISON C. ENGLAND, JR.
SENIOR UNITED STATES DISTRICT JUDGE